



STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102
www.bpu.state.nj.us

Customer Assistance

IN THE MATTER OF DAVID CYBUL,)
PETITIONER v. UNITED WATER NEW)
JERSEY, INC., RESPONDENT)

ORDER ADOPTING
INITIAL DECISION

BPU Docket No. WC02090664U
OAL Docket No. PUC 09815-02

(SERVICE LIST ATTACHED)

BY THE BOARD:

On September 16, 2002 David Cybul (Petitioner) filed a petition with the Board of Public Utilities (Board) for a hearing in regard to a billing dispute with United Water New Jersey, Inc. (Respondent). On November 4, 2002, Respondent filed an answer denying the allegations.

On November 13, 2002, the Board transmitted this matter to the Office of Administrative Law (OAL) for determination and initial disposition as a contested case pursuant to N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq. The matter was assigned to Administrative Law Judge (ALJ) Thomas E. Clancy.

During the pendency of this matter at the OAL, the parties engaged in negotiations and executed a Stipulation of Settlement. The settlement was submitted to the ALJ for review. On September 11, 2003, ALJ Clancy filed his Initial Decision with the Board, recommending that the settlement be approved. The ALJ found the settlement to be voluntary, consistent with the law and fully dispositive of all issues in controversy. The ALJ therefore concluded that the settlement met the requirements of N.J.A.C. 1:1-19.1.

The settlement provides, in part, that Petitioners will pay United Water New Jersey the sum of \$3,500.00. In addition, United Water New Jersey will credit Petitioners' account in the amount of \$4,152.31.

After review, the Board FINDS that the terms of the settlement are fair and reasonable. Therefore, the Board HEREBY ADOPTS the Initial Decision and Stipulation of Settlement in their entirety, incorporating the terms thereof into this final decision as if fully set forth at length herein.

DATED: 10/10/03

BOARD OF PUBLIC UTILITIES
BY:

SIGNED

JEANNE M. FOX
PRESIDENT

SIGNED

FREDERICK F. BUTLER
COMMISSIONER

SIGNED

CAROL J. MURPHY
COMMISSIONER

SIGNED

CONNIE O. HUGHES
COMMISSIONER

SIGNED

JACK ALTER
COMMISSIONER

ATTEST:

SIGNED

KRISTI IZZO
SECRETARY

In the Matter of David Cybul v. United Water New Jersey, Inc.

BPU Dkt. No. WC02090664U

OAL Dkt. No. PUC 09815-02

SERVICE LIST

Craig Weinstein, Esq.
1392 Palisades Ave.
Fort Lee, NJ 07024

John P. Wallace, Esq.
United Water New Jersey, Inc.
216 East Ridgewood Ave.
Ridgewood, NJ 07450

Kent Papsun, Director
Division of Customer Assistance
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102

Jeff Slutzky, Esq.
Division of Law
124 Halsey St. - 5th Floor
Newark, NJ 07102